



B/TW



Docket No.: 220571US2

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

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RE: Application Serial No.: 10/092,599

Applicants: Ryuuji SAKITA

Filing Date: March 8, 2002

For: METHOD AND APPARATUS FOR SURFACE  
CONFIGURATION MEASUREMENT

Group Art Unit: 2877

Examiner: BARTH, VINCENT P.

SIR:

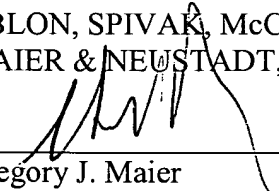
Attached hereto for filing are the following papers:

**RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION AND  
COPY OF THE NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION DATED  
MAY 20, 2005**

In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
\_\_\_\_\_  
Gregory J. Maier

Registration No. 25, 599

Customer Number

**22850**

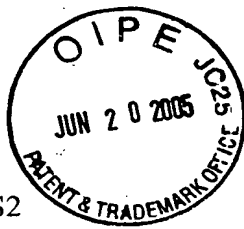
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Robert T. Pous

Registration No. 29,099



DOCKET NO: 220571US2

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
RYUUJI SAKITA : EXAMINER: BARTH, VINCENT P.  
SERIAL NO: 10/092,599 :  
FILED: MARCH 8, 2002 : GROUP ART UNIT: 2877  
FOR: METHOD AND APPARATUS FOR :  
SURFACE CONFIGURATION  
MEASUREMENT

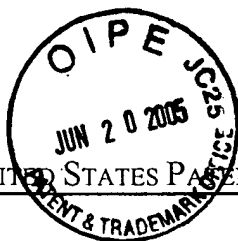
**RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH  
SPECIFICATION**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Notice of Drawing Inconsistency with Specification dated May 20, 2005, please amend the above-identified application as follows:

Amendment to the Specification begins on page 2 of this paper.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/092,599	03/08/2002	Ryuuji Sakita	220571US2	1062

22850 7590 05/20/2005

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA, VA 22314

EXAMINER

BARTH, VINCENT P

ART UNIT

PAPER NUMBER

2877

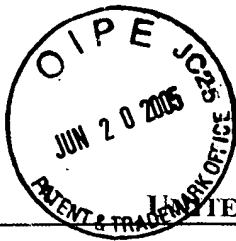
DATE MAILED: 05/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED: 5/24/05  
OBLON, SPIVAK, McCLELLAND  
MAIER & NEUSTADT, P.C.

## DOCKETING DEPT.

Initials/Date Docketed: 196522405  
Type of Resp(s): Response to Office Action w/Spec  
Due Date(s): 6/20/05 (Action)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

### NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 3/8/02 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures \_\_\_\_\_ are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 25C-E, 28C-E, 34C-E are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

#### **Return Corrected Drawings/Specification to:**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450

Alexandria, VA 22313-1450

Office of Patent Publication/Publishing Division  
Customer Service: 703-308-6789  
1-888-786-0101

FORM PTO-1631 (REV. 10-03)